

In the
Indiana Supreme Court

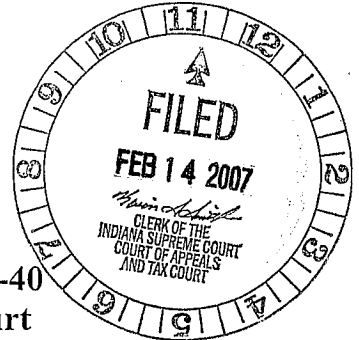
HELENE C. UHLMAN

Supreme Court No. 45S00-0702-SJ-51

VS.

**RODRIGO R. PANARES, M.D.,
individually and in his capacity as
Health Officer, and the HAMMOND
HEALTH DEPARTMENT BOARD
OF THE CITY OF HAMMOND,
INDIANA**

Case No. 45D02-0604-PL-40
in the Lake Superior Court



ORDER REMANDING JURISDICTION TO TRIAL COURT

Comes now the Clerk of the Lake Superior Court, and pursuant to Ind.Trial Rule 53.1, certifies this matter here for the appointment of a special judge.

And this Court, being duly advised, now finds that jurisdiction of this matter should be remanded to the Lake Superior Court for the clerk to clarify the record in this case. The praecipe in this case alleges that the court did not timely rule upon certain motions filed on October 19, 2006. The Chronological Case Summary contains no entry evidencing that any such motions were filed. Additionally it appears that the failure to rule on the July 7, 2006 motion may have been rendered moot by the summary judgment order of October 19, 2006.

IT IS, THEREFORE, ORDERED that jurisdiction of this matter is remanded to the Lake Superior Court, with the clerk to clarify whether motions were filed on October 19, 2006 as alleged in the praecipe and to provide this Court with the copies of the motions filed on July 7, 2006 and the court's summary judgment ruling of October 19, 2006.

The Clerk of this Court is directed to forward notice of this Order to the Hon. William E. Davis, Lake Superior Court, 3711 East Main Street, East Chicago, IN 46312 and to the Clerk of the Lake Superior Court.

The Clerk of the Lake Superior Court is directed to forward notice of this Order to all parties of record in the case below.

DONE at Indianapolis, Indiana, this 14th day of February, 2007.

RT Shepard

Randall T. Shepard
Chief Justice of Indiana